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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY _____

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Attorneys for Plaintiff
CHRISTOPHER BURTON

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CHRISTOPHER BURTON, an Individual;

Plaintiff,

vs.

SUNRISE FORD., a Corporation; and DOES
1-10, Inclusive,

Defendant.

Case No.:

CV 13-06527 - ASW

COMPLAINT FOR DAMAGES:

1. VIOLATION OF FEDERAL FAIR CREDIT REPORTING ACT;
2. VIOLATION OF CALIFORNIA CONSUMER CREDIT REPORTING AGENCIES ACT.

JURY TRIAL DEMANDED.

Plaintiff alleges:

1. Plaintiff CHRISTOPHER BURTON ("Plaintiff") is an individual and a resident of the County of Orange, State of California.
2. Defendant SUNRISE FORD (hereinafter "FORD") is a corporation doing business in the State of California, County of Orange, engaged in business as a retail automobile dealership.
3. Plaintiff does not know the true names and capacities, whether corporate, partnership, associate, individual or otherwise of defendant sued herein as Does 1 through 10, inclusive,

1 under the provisions of Section 474 of the California Code of Civil Procedure. Plaintiff is
2 informed and believes and on that basis alleges that Defendant Does 1 through 50, inclusive, are
3 in some manner responsible for the acts, occurrences and transactions as officers, directors or
4 managing agents of defendant or as its agents, servants, employees and/or joint venturers and as
5 set forth in this complaint, and that each of them are legally liable to plaintiff, as set forth below
6 and herein:

7 a) Said Officers, directors or managing agents of defendant personally acted with
8 oppression, fraud or malice with respect to the matters alleged in this complaint;

9 b) Said officers, directors or managing agents of defendant personally authorized,
10 approved of, adopted and/or ratified the acts alleged herein or the agents, servants, employees
11 and/or joint venturers of defendant did so act;

12 c) Said officers, directors or managing agents of defendant personally participated in the
13 acts alleged herein of defendant;

14 d) Said officers, directors or managing agents of defendant personally had close
15 supervision of their agents, servants, employees and/or joint venturers of defendant;

16 e) Said Officers, directors or managing agents of defendant personally were familiar with
17 the facts regarding the matters alleged herein;

18 f) Said Officers, directors or managing agents of defendant personally failed to
19 investigate the circumstances appertaining to the acts alleged herein. They also failed and
20 refused to repudiate the alleged actions and failed to redress the harm done to Plaintiff. Further,
21 said Officers, directors, or managing agents of defendant failed and refused to punish or
22 discharge the said agents, servants, employees and/or joint venturers of defendant, even after
23 learning of the acts of the agents, servants, employees and/or joint venturers of defendant.
24 Plaintiff will seek leave to amend this complaint to set forth the true names and capacities of said
25 fictitiously named Defendant as enumerated above, together with appropriate charging
26 allegations, when learned.
27
28

1 4. Plaintiff is informed and believes, and thereon alleges that at all relevant times herein
 2 each Defendant, whether actually or fictitiously named, was the principal, joint venturer, agent,
 3 servant or employee of each other Defendant, and in acting as such within the course, scope and
 4 authority of such relationship, took some part in the acts and omissions hereinafter set forth, by
 5 reason of which each Defendant is liable to Plaintiff for the relief prayed for in this complaint,
 6 and any future amended complaint. Further, Plaintiff alleges that each act alleged herein,
 7 whether by a named Defendant or fictitiously named Defendant or otherwise, was expressly
 8 authorized or ratified, as these terms are used in California Civil Code Section 3294(b), by each
 9 and every other Defendant herein, whether named or fictitiously named.

10
 11 **FIRST CAUSE OF ACTION**

12 **[VIOLATION OF THE FAIR CREDIT REPORTING ACT**
 13 **AGAINST ALL DEFENDANTS]**

14 5. Plaintiff re-alleges and incorporates all preceding paragraphs as though set forth in full
 15 in this cause of action.

16 6. Plaintiff is a consumer as this term is defined by 15 U.S.C. Sec. 1681a(c) of the Fair
 17 Credit Reporting Act and by Civil Code Section 1785.3 (b) of the Consumer Credit Reporting
 18 Agencies Act. All defendants are "persons" as defined by Civil Code Section 1785.3(j).

19 7. On or about July 17, 2013, Plaintiff visited FORD to purchase a new vehicle on a
 20 "cash" basis. Plaintiff arrived at the FORD dealership with a check for a limit of \$50,000 issued
 21 from his credit union.

22 8. He specifically advised the salesman, Jeffery Lewis, that he was not going to be
 23 financing the vehicle, therefore there was no need to run his credit.

24 9. Mr. Lewis advised plaintiff that it was mandatory for plaintiff to fill out a credit
 25 application under the Patriot Act resulting from the 911 attacks.

26 10. Mr. Lewis further stated that the only reason FORD was going to run his credit
 27 was to "verify his identification."
 28

1 11. The finance manager, a man of Asian descent, without plaintiff's permission
2 shopped for loans even though there was no need since plaintiff had a \$50,000 check from a
3 credit union. Plaintiff also specifically informed FORD and the finance manager that the
4 dealership could not match the low interest rate the credit union had offered.

5 12. Due to the fact that plaintiff is extremely concerned about maintaining the highest
6 credit score and credit report possible, he subscribes to a credit watch service.

7 13. Subsequent to the purchase of the vehicle, plaintiff learned from his credit watch
8 service that he had 2 hard inquiries on his credit report due to defendant FORD's unauthorized
9 credit check on plaintiff.

10 14. On July 18, 2013 plaintiff emailed the 2 owners of the FORD dealership James
11 Bruncati and Tony Bruncati, and the sales manager Al Ordonez, complaining about FORD's
12 conduct.

13 15. James Bruncati replied to plaintiff and advised that someone from FORD would
14 be contacting him.

15 16. Plaintiff never received a reply from FORD, therefore he wrote to Mr. Ordonez
16 again two days later. Mr. Ordonez advised plaintiff that the Customer Relations Manager,
17 Michele Holguin would be contacting plaintiff. Ms. Holguin never called.

18 17. Based on the above, it is clear plaintiff gave FORD multiple opportunities to
19 correct this error.

20 18. Plaintiff on numerous occasions contacted FORD and asked for the credit
21 inquiries to be removed however FORD refused to cooperate with plaintiff and to this date has
22 refused to remove the unauthorized credit inquiries.

23 19. Despite Plaintiff efforts to correct the inaccurate and derogatory information on his
24 credit report, FORD refused to make the necessary corrections to render his report accurate and
25 complete.

26 20. To date, FORD has refused and/or neglected to remove the unauthorized inquiries on
27 plaintiff's credit report and by this conduct has caused harm to plaintiff.
28

1 21. Despite the insistence of plaintiff, the defendant, and each of them, failed to correct
2 the errors and failed to undertake sufficient investigations upon being notified of the errors.

3 22. In the entire course of their actions, Defendant, and each of them, willfully violated
4 the provisions of the Fair Credit Reporting Act in *at least* the following respects:

5 a. By willfully and/or negligently failing to correct and/or delete the incomplete and
6 inaccurate information in Plaintiff's file after conducting an investigation or reinvestigation;

7 b. By willfully and/or negligently failing to conduct an adequate investigation or
8 reinvestigation of plaintiff's complaints, and by willfully and negligently failing to implement
9 corrective actions once the outcome of such investigations were known, or should have been
10 known, to the defendant;

11 c. By willfully and/or negligently failing to provide subsequent users of the report with
12 the Plaintiff's statement of dispute or a summary thereof;

13 d. By willfully and/or negligently failing to have proper procedures and apparatus in
14 place which would promptly and accurately delete or correct any incorrect, incomplete or
15 inaccurate credit reporting;

16 e. By willfully and negligently accessing, and allowing repeated access to, plaintiff's
17 credit report when defendant FORD and DOES 11-20 positively represented to plaintiff that
18 they did not have permission to access plaintiff's credit report, and thereafter by refusing to
19 delete the additional hard inquiries from plaintiff's credit report; and,

20 f. By accessing plaintiff's credit report without a permissible purpose and directly
21 contrary to plaintiff's instructions to FORD and DOES 1-20, Inclusive.

22 23. Defendant FORD and DOES 1-10, Inclusive, have an obligation under 15 U.S.C.
23 Section 1681b, 1681i and 1681s-2 (b) to promptly investigate disputed negative credit
24 information, and to promptly delete such information when the investigation establishes that it
25 should be removed. In this case, Plaintiff provided FORD, and DOES 1-10 with several notices
26 that two FORD inquiries were unauthorized and should be deleted. However, FORD and DOES
27 1-10, Inclusive, have willfully and/or negligently continued to report the derogatory information,
28

1 and have continued to publish such information to persons who have requested Plaintiff's credit
2 reports. According to the three credit reporting bureaus computerized credit score simulator,
3 these derogatory references lowered Plaintiff's credit score.

4 24. As a proximate result of the actions of the Defendant, and each of them, Plaintiff has
5 been damaged in an amount which will be proven at time of trial. As provided under the cited
6 laws, Plaintiff is entitled to actual damages, damage to credit reputation and creditworthiness,
7 pain and suffering, statutory penalties, punitive damages, costs and attorney fees.

8 25. By the conduct alleged above, defendants willfully obtained Plaintiff's credit report
9 for impermissible and illegal purposes in violation of the Fair Credit Reporting Act §1681b.

10 26. As a result of Defendants' conduct Plaintiff suffered severe emotional distress,
11 humiliation and embarrassment. Plaintiff is thus entitled to both general and special damages
12 according to proof.

13 27. As alleged above, Defendant's conduct was willful, rendering them liable for punitive
14 damages in an amount to be determined by a jury pursuant to 15 U.S.C. §1681(n) and §1681(o).

15 28. Plaintiff is entitled to recover costs and attorney fees from Defendants in an amount to
16 be determined by the Court pursuant to 15 U.S.C. §1681(n) and §1681(o).

17 29. As a result of Defendants' conduct Plaintiff suffered severe emotional distress,
18 humiliation and embarrassment. Plaintiff is thus entitled to both general and special damages
19 according to proof.

20
21 **SECOND CAUSE OF ACTION**

22 **VIOLATION OF THE CONSUMER CREDIT REPORTING AGENCIES ACT**
23 **AGAINST ALL DEFENDANTS]**

24 30. Plaintiff re-alleges and incorporates all preceding paragraphs as though set forth in
25 full in this cause of action.

26 31. Plaintiff is a consumer as this term is defined by 15 U.S.C. Sec. 1681a(c) of the Fair
27 Credit Reporting Act and by Civ. Code Section 1785.3 (b) of the Consumer Credit Reporting
28

1 Agencies Act. All defendants are "persons" as defined by Civ. Code Section 1785.3 (j).

2 32. By the conduct alleged above, defendants willfully obtained Plaintiff's credit report for
3 impermissible and illegal purposes in violation of the Fair Credit Reporting Act §1681q.

4 33. By the conduct alleged above, defendants willfully and maliciously obtained Plaintiff's
5 credit report for impermissible and illegal purposes in violation of the Consumer Credit Reporting
6 Act.

7 34. As a result of Defendant's conduct Plaintiff suffered severe emotional distress,
8 humiliation and embarrassment. Plaintiff is thus entitled to both general and special damages
9 according to proof.

10 35. As a proximate result of the actions of the Defendant, and each of them, Plaintiff has
11 been damaged in an amount which will be proven at time of trial. As provided under the cited
12 laws, plaintiff is entitled to actual damages, loss of wages, pain and suffering, punitive damages,
13 costs and attorney fees.

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15 [Prayer on following page]
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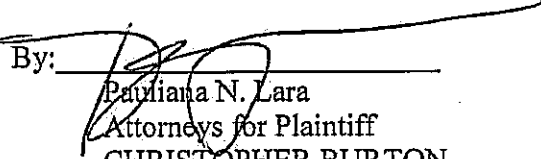
WHEREFORE, Plaintiff prays for judgment as follows:

1. For general and special damages according to proof at trial;
2. For punitive damages against defendant FORD and DOES 1-10, Inclusive, according to proof at trial;
3. For attorney's fees where authorized by statute or law;
4. For costs of suit;
5. For civil penalties and such other penalties per each separate violation as authorized by statute;
6. For such other relief as the court deems just and proper.

PLAINTIFF DEMANDS A JURY TRIAL.

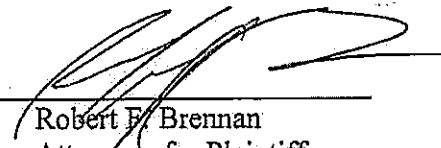
Dated: Sept 24 2013

CONSUMER ACTION LAW GROUP, PC

By: 
Pauliana N. Lara
Attorneys for Plaintiff
CHRISTOPHER BURTON

Dated: Sept 4 2013

LAW OFFICES OF ROBERT F. BRENNAN

By: 
Robert F. Brennan
Attorneys for Plaintiff
CHRISTOPHER BURTON

Robert F. Brennan SBN 132449
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UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

CHRISTOPHER BURTON, an Individual;

CASE NUMBER

PLAINTIFF(S)

CV 13-06527 - ASW

v.

SUNRISE FORD., a Corporation; and DOES 1-10,
 Inclusive,

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Robert F. Brennan, whose address is 3150 Montrose Ave. La Crescenta CA 91214. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: SEP - 6 2013

By: MARILYN DAVIS
 Deputy Clerk

(Seal of the Court)



[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/> CHRISTOPHER BURTON, an Individual;		DEFENDANTS SUNRISE FORD., a Corporation; and DOES 1-10, Inclusive,	
(b) County of Residence of First Listed Plaintiff (Except in U.S. Plaintiff Cases): Los Angeles California		County of Residence of First Listed Defendant (In U.S. Plaintiff Cases Only): Los Angeles, California	
(c) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Robert F. Brennan, Esq. SBN 132449 LAW OFFICES OF ROBERT F. BRENNAN A.P.C. 3150 Montrose Ave. La Crescenta, CA 91214 Telephone 818-249-5291		Attorneys (If Known)	

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%;"> <tr> <td style="width:30%;">Citizen of This State</td> <td style="width:10%;">PTF <input type="checkbox"/> 1</td> <td style="width:10%;">DEF <input type="checkbox"/> 1</td> <td style="width:30%;">Incorporated or Principal Place of Business in this State</td> <td style="width:10%;">PTF <input type="checkbox"/> 4</td> <td style="width:10%;">DEF <input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td>PTF <input type="checkbox"/> 2</td> <td>DEF <input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td>PTF <input type="checkbox"/> 5</td> <td>DEF <input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td>PTF <input type="checkbox"/> 3</td> <td>DEF <input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td>PTF <input type="checkbox"/> 6</td> <td>DEF <input type="checkbox"/> 6</td> </tr> </table>	Citizen of This State	PTF <input type="checkbox"/> 1	DEF <input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	PTF <input type="checkbox"/> 4	DEF <input type="checkbox"/> 4	Citizen of Another State	PTF <input type="checkbox"/> 2	DEF <input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	PTF <input type="checkbox"/> 5	DEF <input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	PTF <input type="checkbox"/> 3	DEF <input type="checkbox"/> 3	Foreign Nation	PTF <input type="checkbox"/> 6	DEF <input type="checkbox"/> 6
Citizen of This State	PTF <input type="checkbox"/> 1	DEF <input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	PTF <input type="checkbox"/> 4	DEF <input type="checkbox"/> 4														
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Citizen or Subject of a Foreign Country	PTF <input type="checkbox"/> 3	DEF <input type="checkbox"/> 3	Foreign Nation	PTF <input type="checkbox"/> 6	DEF <input type="checkbox"/> 6														

IV. ORIGIN (Place an X in one box only.) <input checked="" type="checkbox"/> 1 Original Proceeding <input type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court <input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify): <input type="checkbox"/> 6 Multi-District Litigation <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
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V. REQUESTED IN COMPLAINT: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check 'Yes' only if demanded in complaint.) CLASS ACTION under F.R.C.P. 23: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No MONEY DEMANDED IN COMPLAINT: \$ 300,000
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VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.) Fair Credit Reporting Act 15 U.S.C. Sec. 1681
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VII. NATURE OF SUIT (Place an X in one box only.)					
OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input checked="" type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities /Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General Habeas Corpus <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE/PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERLY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395f) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

VIII(a). IDENTICAL CASES: Has this action been previously filed and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s):

CV13-06527

FOR OFFICE USE ONLY: Case Number: _____

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

VIII(b). RELATED CASES: Have any cases been previously filed that are related to the present case? ☒ No ☐ Yes

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: List the California County, or State if other than California, in which EACH named plaintiff resides (Use an additional sheet if necessary)

- ☐ Check here if the U.S. government, its agencies or employees is a named plaintiff.
 Los Angeles, California

List the California County, or State if other than California, in which EACH named defendant resides. (Use an additional sheet if necessary).

- ☐ Check here if the U.S. government, its agencies or employees is a named defendant.
 SUNRISE FORD - California

List the California County, or State if other than California, in which EACH claim arose. (Use an additional sheet if necessary)

- Note: In land condemnation cases, use the location of the tract of land involved.
 Los Angeles County

X. SIGNATURE OF ATTORNEY (OR PRO PER): _____

Date Sept. 4, 2013

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))